

Economic Impact Statement

LSA Document #12-42

IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses

I. Estimate of Number of Small Businesses That Will Be Subject to this Rule.

As required by IC 4-22-2.1-5(a)(1), the estimate of the number of small businesses, classified by industry sector, that will be subject to the proposed rule:

None. This rule applies to an electric public utility subject to the jurisdiction of the Indiana Utility Regulatory Commission (IURC) pursuant to the provisions of the Public Service Commission Act, IC 8-1-2, that is financed by the sale of securities and whose business operations are overseen by a board representing their shareholders. These independently owned utilities include Duke Energy, Indianapolis Power & Light, Indiana-Michigan Power, Vectren Energy, and the Northern Indiana Public Service Company (collectively, the IOUs). None of these IOUs fall under the definition of small business. Therefore, there are no small businesses that will be subject to this rule.

As required by IC 4-22-2.1-5(a)(2), the estimate of the average annual reporting, record keeping, and other administrative costs that small businesses will incur to comply with the proposed rule:

As noted in Section 1 of the draft rule, this rule applies only to IOUs. Utilities that would be considered small businesses are not subject to this rule. Therefore, there are no administrative costs to small businesses as a result of this rule.

As required by IC 4-22-2.1-5(a)(3), the estimate of the total annual economic impact that compliance with the proposed rule will have on all small businesses subject to this rule:

As noted in Section 1 of the draft rule, this rule applies only to IOUs. Small businesses are not subject to this rule. Therefore, there is no economic impact to small businesses as a result of this rule.

II. Justification Statement.

As required by IC 4-22-2.1-5(4), the following statement justifies any requirement or cost that is imposed on small businesses by the rule; and not expressly required by the statute authorizing the agency to adopt the rule; or any other state or federal law:

As noted in Section 1 of the draft rule, this rule applies only to IOUs. Small businesses are not subject to this rule. Therefore, there are no requirements or costs imposed as a result of this rule and no justification statement is necessary.

III. Regulatory Flexibility Analysis.

As required by IC 4-22-2.1-5(a)(5), this regulatory flexibility analysis considers any less intrusive or less costly alternative methods of achieving the purpose of the proposed rule. The analysis under this subdivision considers the following methods of minimizing the economic impact of the proposed rule on small businesses:

(A) The establishment of less stringent compliance or reporting requirements for small businesses:

Not required, as small businesses are not subject to this rule.

(B) The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses:

Not required, as small businesses are not subject to this rule.

(C) The consolidation or simplification of compliance or reporting requirements for small businesses:

Not required, as small businesses are not subject to this rule.

(D) The establishment of performance standards for small businesses instead of design or operational standards imposed on other regulated entities by the rule:

Not required, as small businesses are not subject to this rule.

(E) The exemption of small businesses from part or all of the requirements or costs imposed by this rule:

Not required, as small businesses are not subject to this rule.

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